

From: Frank R. Ellerbe III [<mailto:fellerbe@robinsonlaw.com>]
Sent: Tuesday, January 03, 2012 11:07 AM
To: Butler, David; rlwhitt@austinrogerspa.com; tfrogers@austinrogerspa.com; tfrogers@austinrogerspa.com; heather.smith@duke-energy.com; heather.smith@duke-energy.com; timika.shafeek-horton@duke-energy.com; selliott@elliottlaw.us; tom.moses@momolaw.com; cedwards@regstaff.sc.gov; shudson@regstaff.sc.gov; Bonnie D. Shealy; holly@raysmithlaw.com
Cc: *Advisory; *Attorneys
Subject: RE: Confidential Late-filed Hearing Exhibit 11 in Duke Rate Case - Docket No. 2011-271-E

David:

In response to your email we have reviewed the issue of the confidentiality of our proposed exhibit 11. The information in our exhibit includes total compensation so it is different from the salary information disclosed in FERC Form 1. However, we have determined that the total compensation information is not confidential and we are going to withdraw our request that it be treated as confidential. We are preparing a revised exhibit that we will file as a substitute for the previous version. The revised exhibit will not be filed as confidential. It will also delete three executives (the state presidents for states other than SC) that were on the previous exhibit but for whom no compensation at all is allocated to SC. We should be filing the revised exhibit later today.

Please let me know if there are any other questions.

Frank R. Ellerbe, III
Robinson, McFadden
1901 Main Street, Suite 1200
P.O. Box 944
Columbia, S.C. 29202
Ph. 803.227.1112
Fax 803.744.1556
fellerbe@robinsonlaw.com

-----Original Message-----

From: Butler, David [<mailto:David.Butler@psc.sc.gov>]
Sent: Thursday, December 29, 2011 12:32 PM
To: rlwhitt@austinrogerspa.com; tfrogers@austinrogerspa.com; tfrogers@austinrogerspa.com; heather.smith@duke-energy.com; heather.smith@duke-energy.com; timika.shafeek-horton@duke-energy.com; selliott@elliottlaw.us; tom.moses@momolaw.com; cedwards@regstaff.sc.gov; shudson@regstaff.sc.gov; Bonnie D. Shealy; Frank R. Ellerbe III; holly@raysmithlaw.com
Cc: *Advisory; *Attorneys
Subject: Confidential Late-filed Hearing Exhibit 11 in Duke Rate Case - Docket No. 2011-271-E

To the parties in the Duke Rate case and Duke Energy specifically:
With regard to Late-filed hearing exhibit 11, for which confidentiality
is proposed, is the information contained therein available from some
other public source, like for example, a FERC Form No. 1? Please advise.

Thanks,

David Butler
Senior Counsel